IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTIETH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE S.ANANDA REDDY

-

WRIT PETITION NO : 12323 of 2005

Between:

G. Venkat Reddy, S/o. G. Bheem Reddy,
R/o. 1-86, Kotakonda Village, Naidupeta Mandal, Mahaboobnagar District.

..... PETITIONER

AND

1 The Motor Vehicles Inspector, Mahabubnagar.
2 The SHO, PS Narayanapet,
Mahaboobnagar District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue writ or direction preferably writ of Mandamus declaring the Seizure of the vehicles of the petitioner (Jeep) bearing No. AP 22 U 3972 on 24-8-2004 vide vehicle check report No. 364995 and also demand of Rs.54,810/- for release of vehicle as illegal, arbitrary, and violative of principles of natural justice and consequently direct the respondents to release the vehicles in favour of the petitioner without any further delay.

Counsel for the Petitioner: MR.SREENIVASA RAO RAVULAPATI

Counsel for the Respondents: GP FOR TRANSPORT

The Court made the following:

ORDER:

This writ petition is filed by the petitioner alleging that his vehicle was seized under Vehicle Check Report No.364995, dated 24.06.2005 and the vehicle was not released in spite of his repeated requests. It is the case of the petitioner that the respondents, without passing any orders, made a demand for a sum of Rs.54,810/- towards tax and penalty. As the petitioner is not in a position to pay, he has come up with the present writ petition seeking a direction to the respondents to release his vehicle.

Heard both sides.

At the time of hearing, the learned Government Pleader for Transport placed a copy of the show cause notice dated 15.04.2004 and also the final order passed by the Licensing Officer on 28.09.2004, under which, the tax liability as well as the penalty was specified and to that effect an order was passed directing the petitioner to pay a sum of Rs.56,700/-. Concealing all these facts, the petitioner has come up with the present writ petition.

Therefore, the writ petition is dismissed. No costs.

20.06.2005

VGB

To

1 The Motor Vehicles Inspector, Mahabubnagar.
2 The S.H.O., PS Narayanapet, Mahaboobnagar District.

3 2CCs to the Government Pleader for Transport, High Court Buildings,

Hyderabad (OUT).

4 2CD copies.